



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Alexander Kaplan et al.
Serial No. : 09/558,645
Filed : April 26, 2000
Title : CATHODE FOR AIR ASSISTED BATTERY

Art Unit : 1745
Examiner :

BOX MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

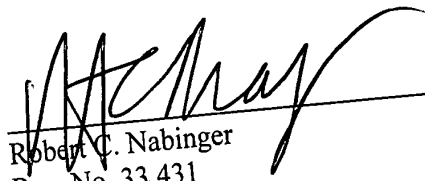
Responsive to the Notice to File Missing Parts of Application under 37 CFR §1.53(b) mailed July 6, 2000 (a copy of which is enclosed), applicant as a large entity submits herewith the following:

- ☒ Payment of the surcharge of \$130 for late filing of the declaration.
- ☒ A Combined Declaration and Power of Attorney in compliance with 37 CFR §1.63.

It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

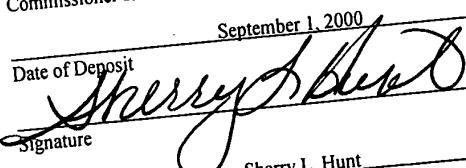
Date: September 1, 2000


Robert C. Nabinger
Reg. No. 33,431

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20078213.doc

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

September 1, 2000
Date of Deposit

Signature
Sherry L. Hunt
Typed or Printed Name of Person Signing Certificate

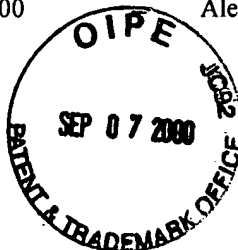
FORMALITIES LETTER



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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231RCN
CPB

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/558,645 | 04/26/2000 | Alexander Kaplan | 08935-170001/M-4860 |

Robert C Nabinger
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225 Franklin Street
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Date Mailed: 07/06/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

09/11/2000 JADD01 00000002 09558645

01 FC:105 130.00 OP

C. Mollenh

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

RECEIVED

JUL 10 2000

FISH & RICHARDSON, P.C.
BOSTON OFFICE

| | |
|--------------|------------------|
| Docketed By | Practice Systems |
| Action Code: | Missing Parts |
| Base Date: | 7/6/00 |
| Due Date: | 9/6/00 |
| Deadline: | 11/6/01 |
| Initial: | CS |

| | |
|-------------|-------------------|
| Docketed By | Billing Secretary |
| Due Date: | 9/6/00 |
| Deadline: | 11/6/01 |
| Initials: | dlh |